IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 236 of 2004

Between:

1 B.Nagabhushanam, s/o late Suriah, Secretary,
2 A.Madhav RAo, s/o Janardhan Rao,
3 R.Janardhanam, s/o late Papanna,
All are employees working at Kotabommadi PACS ,Kotabommadi

Mandal, Srikakulam District

..... PETITIONERS

AND

1 The Commissioner of Cooperation and Registrar of Cooperative

Societies, Nampally, Hyderabad.
2 The District Cooperative Officer, Srikakulam District at Srikakulam.
3 The Divisional Cooperative Officer, Srikakulam District, Srikakullam.
4 The Kotabommadi PACS, Kotabommadi Mandal,
Srikakulam District, rep by its Chairman/PIC.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction more particularly one in the nature of writ of mandamus, declaring the impugned action of the respondents in not paying the salaries to the petitioners in guise of implementing Section 116C of the A.P. Cooperative Societies Act by not taking into consideration the amounts recoverable due to the society within the meaning of gross profit in the guise of Section 116C of the A.P. Cooperative Societies Act and 21 of the Constitution of India.

Counsel for the Petitioner : Mr.G.V.SHIVAJI

Counsel for the Respondents : GP FOR COOPERATION

The Court made the following :

ORDER:

-

The learned counsel appearing for the petitioners submits that this Writ Petition is covered by the judgment of this Court in W.P.No.3171 of 2003 and batch, dated 30.08.2004.

Following the same, this writ petition is dismissed. No costs.

_____

V. ESWARAIAH, J

Date: 13-9-2004

Kvrk

To

1 The Commissioner of Cooperation and Registrar of Cooperative

Societies, Nampally, Hyderabad.
2 The District Cooperative Officer, Srikakulam District at Srikakulam.
3 The Divisional Cooperative Officer, Srikakulam District, Srikakullam.
4 The Chairman/PIC, Kotabommadi PACS, Kotabommadi Mandal, Srikakulam District.
5 Two CCs to the G.P. for Cooperation, High Court of A.P., Hyderabad (OUT).

6 Two CD copies.